NEW YORK, TUESDAY, APRIL 5, 1881.

AND AMES.

FOR SITUE RALL

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purchase of the stock, and started to go down purchase of the stock, and started to go down stairs with Mr. Pomeroy. Mr. Pomeroy said to me that he was getting to be an old man, and it was too bad for him to have to go backward that time or after the time you sold to Jay Gould."

"Yes. I did not sell any of the stock."
"Of what directors did you purchase stock at the time or after the time you sold to Jay Gould."

"A. R. Barnes was one, Henry Day was an clear of it. He urged me to take hold of it. He said it was in my line; that I might find a person to purchase the property and relieve him from the care of it. I hesitated about undertaking it, but we went down into the lobby of the hotel, and he presented the case in such a light that I consented to undertake it. He took an envelope and gave me figures upon

which I might negotiate it. He said as an inducement, after he had asked me to lease it, that it was a comparatively easy thing to do, because it represented so small a railroad, because it would be less than \$30,000 a mile, while the Union Pacific represented over \$100,000 a mile, and the Kansas Pacific was nearly as high, and that whoever Pacific was nearly as high, and that whoever leased this road and ran a competing business to Denver over it would have a road that dest but a little more than one-quarter what the others did That was the inducement be gave me to take hold of the property. He said that the lease must be 7 per cent on \$1,000,000 capital stoke of the Union Central Pacific branch, 8 per cent, on \$16,000 per mile of first mortgage bonds for 100 miles. That was, \$1,500,000 for the first 100 miles, and 6 per cent, on the funded bonds that had been funded from overdise couplens of the first mortgage bonds for the first mortgage bonds for the first mortgage bonds for the first nortgage bonds for the set of the couplens of the first mortgage bonds for the set of the road's cost for any part of the 100 miles as far as completed at the time the lease was effected. effected.

Tiwent to see Mr. William H. Vanderbilt at the or reprints, and had interviews with him. Mr. Vanderbilt said he would have to see Mr. Wm. L. Scott, his associate. He atterward went to Saratoga Springs and met Mr. Scott, and I had several interviews there. I finally found that I could not effect a lease to them. They do not want it."

that I could not effect a lease to them. They did not want it."

Mr. Businell testified further that he then went to Commodore Gerrison, and had negotiations with him and W. R. Garrison, always through Mr. Attreil. Mr. Businell said that he went to Mr. Pomeroy, Mr. Nichols thinks the proper thing to do is to sell the scock. Mr. Amestiinks the proper thing is to take the road through. You want to lease. Now, I can see perfectly well what unight come of this. I have been to Mr. Vanderbill, Mr. Scott, and others, and after my negotiations have gone along through the summer one of these parties will come to you and you will act independently of me in the matter. Now, I don't propose to go any further in the matter, without we come to a any further in the matter without we come to a definite understanding and agreement as to what my compensation scall be in that event. Mr. Pomerov said. That is perfectly fair:

what do you want?"
I said, 'If I so any further in that negotiation; if I go on and organize that corporation in Colorado; if I continue these negotiations, I want \$10,000. mero; said. 'If any one of the three

want \$10.000.

Mr. Pomeror said. If any one of the three parties you are negotiating with shall be available, rour pay shall be \$3.000. The three parties referred to were Vanderbill and Scott for one, the Union Pacific represented by Commodore Garrison, was the third.

Mr. Bashnelicalimed that through his negotiations win Commodore Garrison to purchase the road, which resulted in the Commodore's offer to lease the road. Jay Gould was induced to step in and out the resulted in the make the said with the said of the maximal was Mr. Attrell, who testified that he make the proposition spoken of by Mr. Bushnell to lease the road to Commodore Garrison; that the Commodore agreed to accept it on those terms, and that thus the lease was negotiated as alleged by Mr. Bushnell.

Commodore Garrison was called as a witness for the defence. He testified that he recollected a visit by Mr. Attrell to him upon an occasion in 1879.

series, and that thus the lease was negotiated as alleged by Mr. Bushnell.

Commodere Garrison was called as a witness for the defence. He testified that he recollected a visit by Mr. Aitrell to him upon an occasion in 1879, when a lease of the Central Branch road was talked of. He could not recollect the particulars of the conversation, but he was positive that he did not agree to take a lease of the road of any terms wantever. He said that after histening to Mr. Attrell he replied that it it was such a good thing for the Missouri Pacific as Mr. Attrell represented it would be a good thing for Mr. Attrell to bargain for it. That was about the substance of the conversation, as he recollected it, but he could not recall any distinct proposition that was made.

Oliver Amusa a son of Oakes Ames, was the feet became connected with the Central Branch road by a subscription for building an extension of it. I subscribed \$11,000.1 thins, for the extension, I was not an owner at the time. I was an owner of some of the stock in 1879, I reducible the conversation with Mr. Bushnell at the Fifth Avenue Hotel in 1879, when Mr. Pomeroy was breach! Was stitung on a selfer it he looks of the fifth Avenue Hotel in 1879, when Mr. Pomeroy was breach! Hotel in 1879, when Mr. Pomeroy was breach! Was stitung on a selfer it he looks of the fifth avenue hotel with the feath in the look of the fifth avenue hotel with the feath in the look of the fifth avenue hotel with the feath in the look of the fifth avenue hotel with the look of the fifth avenue hotel with the feath in the look of the contral Branch read with the look of the look of the fifth a of influence to vide him \$10,000 if he would been pish a lease of that kind. Mr. Bushned thereof to me that he had seen Mr. Vanieroni at Mr. Scott, and he could not effect any lease them, and they did not want the road, organized the Central Branch road. There was Board of filtern directors. I nover representation Mr. Bushned that I had authority to construct the left of that road."

Will you give a marralive of your negotiations which led to your sale of the sto k menous of the contract with Jiv Gonne?"

The We had been at work two or three

sent into the road we were five years in delau.

finite what took place between you and Jay At that time did you know that Mr. Bush-

Cincinnati's Municipal Election. we. We took been at work two or three out in Kansas, oulding an extension to be of the Central Branch road. When I

Gould?"
A. S. Barnes was one, Henry Day was another, and Mr. Parsons another."
Did you give all the directors \$2.50 a share for their stock?"
Well, I took enough to make up the quantity I wanted."

Well, I took enough to make up that it wanted."

What stock made up your quantity?"

"I had," said Mr. Ames, "eight shares from Mr. Day, at \$2.50 a share, twelve shares from Mr. Barnes at \$2.50 a share, and ten shares at \$2.25 a share, and ten shares at \$2.25 a share, and ten from Mr. Day at \$2.25 a share, and ten from Mr. Day at \$4.25 a share." "Did you tail them all that you had sold to r. Gould at \$250 a share?"

Mr. Gould at \$250 a share?
Yes, sir.

At the time you purchased of them?"
Yes, sir.

Did you tell these stockholders who how much you had sold for "At the time you purchased of them?"

"Yes, sir."

"Did you tell these stockholders who were not directors how much you had sold for?"

"They knew it! I did not tell them."

"Was there any arrangement between you and Mr. Effigeham H. Nichols as to whether he should sell to you?"

"No. sir."

"I'de either Pomeroy or Nichols know of your going to Jay Gould?"

"Yes, sir, they did."

"Oli they know of your going to make the offer?"

"Was there any price fixed on that stock in case you effected a sale?"

"No. sir."

"Wars you aware what you could get that stock for when you made this contract with Jay Gould?"

"Launeosed I could get it for a great deal less."

Shores of Pointeroy."
Outside of these two persons how much did 1900 to these two persons how much did 1900 to these two persons after 1 got Fomeroy's and Menois 34, Shares after 1 got Fomeroy's and Menois 34, Shares after 1 got Fomeroy's and Menois 34, Shares after 1 got Fomeroy's how at the 1 time you made that controlled the property of the market of the property of the market of the property of the property

have an opportunity of pitting his man or men against Howel. Rowell offered to give Davis \$3,000 for expense and his men over to England and join in the astley best walk, if he would back his man or men with an insale bet of \$5,000 against him; or, he would race here
next Sowmher, the winner to take the gross receipts
leaves obsected to these propositions and others that
leaves obsected to these propositions and others that
leaves of the state what he was not a covered, or
arisal to meet favour within the was not a covered, or
arisal to meet favour within the state of the meet minimized.
When here the minimized and the state of the stat eit waik, if he would back his man or men with an i father involveration.

Enwell's to sail for England at 16 o'clock this morning in the Arisona.

The Death of James Buell.

James Buell, ex-President of the Importers' and Trailers National Bank, died at his house is West Fifty-eighth street, yeareday morning. Mr. Ruell was born at Glen Falls on Warch 23, 1820. At 16 years he was init an explant, and atter remaining for four years on a farth mean his hance be went to Irev, where he remained fourtness years in the dry goods trade, the last eight years

CINCINNATI. April 4. - The election to-day was as exciting one, mainly from the fact that the Guarte (Rep.) repositated the nomination of Chas Jacob, Jr., by the Republicane and tavared the election of the Democratic homines. William Means. The vote is megual, being this in some wards and light in other module, being this in some wards and light in other and the control of the con

than twenty men have asked me for work this morning, and I have been obliged to refuse them. I don't think there is any unfriendly feeling between us and our workmen."

Similar inquiries were made as to a possible concert of action of a representative labor advocate prominently connected with the recent difficulty between the brewers and their workmen. He said there was no united action between the various trades unions.

"Amalgamation." he said. "Is not advised at present. That is something which will come, but it will be for political measures only. Then all laboring men will unite for higher wages or for a less number of hours of work and they will necessarily come to the conclusion that their ends cannot be accomplished without the aid of politics. But that time is not now, and when it comes the workingmen who have been defrauded so often by the two parties will see the necessity of forming a new party. That party, so far as the Germans are concerned, will be the Socialisticabor party, and beyond doubt the English aspeaking workingmen will come to the conclusion that they cannot obtain their ends in either of the two existing parties.

"Economical purposes cannot be very well attained, either, on a basis of a union of all the trades, hecause the gims and necessities of the trades, hecause the gims and necessities of which is to influence all trades. There was an attempted, because there exists there an organization called the Knights of Industry, in which all trades are interasted, and the object of which is to influence all trades. There was an attempt to unite all the trades in this city once, but it was never successful. Voluntary assistance of one trade by another is possible and desirable, but concerted action is not now thought of in the way of a strike."

At a meeting of the New York Friendly Society of Operative Masons last evening in Central Hall in Forty-seventh street, it was reported that nearly all of the bosses had agreed to give the men \$3.50 a day, and the chairman of the meeting was of opin

"Yes, sir, they did."
"Did they know of your going to make the offer?"
"Was there any price fixed on that stock in case you effected a sale?"
"No, sir."
"Was there any price fixed on that stock in case you effected a sale?"
"Yes, sir."
"Were you aware what you could get that atock for when you made this contract with Jav Gould?"

"Isupposed I could get it for a great deal less than I sold it for."
"Did you buy any of the stock after you may at the stock after you ware detailed to a great deal less than I sold it for."
"Yes, sir; I must have bought 5,000 shares in the market of individuals."
"I do you buy any of Emngham H. Nichols?"
"Yes, sir; I must have bought 5,000 shares in the market of individuals."
"I do you buy any of Emngham H. Nichols?"
"Yes, sir; I houd shares."
"Outside of the set wo persons, how much did you buy after the contract with Mr. Gould?"
"About 3,452 shares after I got Pomeroy's and Nichols and Pomeroy have at the time you made that contract with Mr. Gould?"

"How many shares did you. Nichols, and Pomeroy have at the time you made that contract with Mr. Gould?"
"How many shares did you. Nichols, and Pomeroy have at the time you made that contract with Mr. Gould?"

"How many shares after I got Pomeroy's and Nichols."
"How many shares did you. Nichols, and Pomeroy have at the time you made that contract with Mr. Gould?"

"How many shares after I got Pomeroy's and Nichols."
"How many shares did you. Nichols, and Pomeroy have at the time you made that contract with Mr. Gould?"

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Pine Street Telegraph Poles.

On Sunday, Jan. 13, the Mutual Union Tele graph Company erected a number of very large and un sightly poles in Pine street. The walk is barely wide enough for two persons to walk abreast, and these polso narrowed it that only one person could pass at a time.
The wires were strong the same day on a part of the
poles, but not on the block between Nassau street and Broadway. One of the pulse was in front of the stoop of it line street, named by Mr. Alexander Dumoan, Mr. Dumoan, through his lawyers. Chittenran & Hubbard, at nice, stronger entities in the street, and the street is reministed by the campainsy rom hanging the wires. The hearing has been adjourned from time to line, and the pulse remained without wires. Day before yesterday the companied without wires. Day before yesterday the companied without wires. Day before yesterday the companies was ended by the removal of the offending books.

At last evening's meeting of the Academy of

Sciences, at 12 West Thirty first street, Mr. N. L. Britton of the Columbia College School of Mines space of the en-ground ments of the bay on the southeast shore of States "In 1840," he said, "a large elm tree stood or Island. 'In 1840,' he said, 'a large clin tree stood of terra frima at the foot of New Born lane. It is now he wond like end of a dock 400 feet from the short, so the since 1841 like have like washed away 40 feet of chire. Three hundred feet have been washed away at twin frow since 1850. In a few hundred years the most va-lable farming land on the island will be converted into said meadows or marine alloying. 'Mr. Britton mer tioned incidentally that the bay shores of being Island and New Jersey were receding at the rate of two fest in-ceptury.

Annoying Hotel Guests.

At about 5 o'clock yesterday afternoon two well dressed young men entered the corridor of the Grand Central Hotel under the influence of liquor and annoyed the guests by catching hold of them and attempting to dispute with them. They were ejected by a
parter, and on the allowalk they soldened a crowd by
trying to whip a keyper of a news stand. They were
arrested and taken to the Herer street police station.
They gave their names as Charles Vance and A. B.
Munson, said they were visitors in the city, and reinsed
to tail where they were stemples.

FOR THE PROTECTION OF THE CZAR. A CONNECTICUT TRAGEDY. A Chain of Comack Patrol Around St. Peters burg. The Czar Agalu Warned.

St. Petersburg, April 4 .- The first measure established by the new elective Council of I wenty-five has been to invest the city with a chain of Cossack patrol, with posts of officers and police on all the roads, so that no ingressor egress of people is allowed until subjected to a strict investigation by the commanders of the posts. Not even special passports are yet per-mitted. A second measure is now elaborated by which every traveller arriving at a railway station will after examination by the police, be handed over to a cabman, who must deliver him at the destination declared to the police or promptly report any change in the destination. A third measure was proposed and vigorously applauded at a general meeting of the 228 deputies composing the temporary Council, but as yet the Council of Twenty-five has refused to sanction the measure, which was that certain members of the Council should take turns in watching the streets through which the Emperor might pass, thus incurring grave responsibility should anything untoward occur It would be untrue to say that the Council's measures are unanimously approved in St.

It would be untrue to say that the Council's measures are unanimously approved in St. Petersturg.

The Russian Philanthropical Society has resolved to provide for the families of those who have been or may be killed or injured in the struggle against the Nihilists.

A special guard of troops will be formed, as during the Turkish war, for the purcose of protecting the Emperor wherever he resides.

Vienca, April 4.—It is said here to-day that the strict measures taken to prevent the entrance to or departure from St. Petersburg of Nihilists without detection are due to a new and most daring feat on the part of the revolutionists. A few nights ago, it is assected, Alexander III., on retiring to rest, discovered under his pillow a written communication, bearing the official stamp of the Nihilists, and warning him that if representative government and aliberal constitution were not granted to Russia within six weeks from his accession he would, by resolution of the Executive Committee, suffer the same tragic end as his father.

Binlin, April 4.—The Reichstag to-day, with only three dissenting voices, adopted Herr Windhorst's motion requesting Prince Bismarck to endeavor to bring about an agreement among the powers, according to which they will undertake to impose penalties upon their own subjects and foreign residents for assassinating or attempting to assassinate heads of States, or inclinic own assassination, and deliver up, on the demand of the Government of his native country, any foreigner guilty of assassination or attempt to assassinate. Herr Windhorst said the motion was only intended to serve as a basis for arrangements between the various Governments with a view to prevent the right of assassination. The motion would derive weight from the fact that it had not originated in high quarters, but with the representatives of the people.

THE PIGHTING IN ALGERIA.

PARIS, April 4 .- In the Chamber of Deputies to-day Gen. Farre, Minister of War, confirmed the report that there has been an engagement near the Tunisian border, in which the French lost four killed and six wounded. He appounced that the Government has ordered that the necessary action be taken with all the vigor required by the situation.

Telegrams to-day from Gueima, Algeria

report that three regiments have passed

through that town on their way to the frontier. It is said that the Fifteenth and Sixteenth Army Corps, quartered in the Marseilles and Montpellier districts, will shortly be mobilized to resolve the troops in Aigeria.

London, April 4—A British resident of Tunis writes to the Times the following, explaining the situation there: "There is between Tune and Aigeria a narrow strip, of territory, barely fifteen miles across and running fifty or sixty miles inland, covered by dense forests and inhabited by fisrce mountain tribes, which neither the Bey of Tunis nor the Governor of Aigeria has ever been able to completely subdue. These tribes carry on from time to time a species of guerrilla warfare, sometimes against the Tunisians and sometimes against the Aigerines. They pay tribute only when forced. Under ordinary circumstances they are effectually kept in check under a mutual agreement by the French and Tunisian troops; but whenever a special grievance is sought against the Bey by his powerful neighbors, recourse is invariably had to air leged raids."

In contrast to the foregoing, the French papers, after saying that the Tunisian marauders will be followed and chastise d in their own territory, declare that the Italian Covail at Tunis fomented the disorders, and that French prestige was attacked by an Arabic newaraper, surgers will be a supposed to an Arabic newaraper, against the gent and that French prestige was attacked by an Arabic newaraper agains. Corps, quartered in the Marseilles and Mont-

nted the disorders, and that French pretomented the disorders, and that French pres-tige was attacked by an Arabic newspaper, sup-ported by Italian money, which is published a Cagliari and distributed throughout northers Africa. The French papers urge a vigorou-politry alming at a protectorate over Tunis, to counteract the effect on the Mohammedans of

Divorced from the Wife who Floped with BERLIN, April 4.-Prince Carolath has ob sined a decree of divorce against his wife, no Counter Hertzfeldt. It is said that Count Herbert Blamarck will

The Countess is a daughter of the Countess of Reiche buch and stemester of Prince Herman of Herman int. Sommarried Prince 'arolated to 1888, and has one daughter, the Princess Sybids, now let years of use. In March ast the Countess showed with outsi Herbert Biomarris, and no iddines of their whereabouts cloud be obtained until it was learned some time stem wandering hand in hand in Scily. The scandal caused great sorrow to Prince Biomarck, Count derbert's lather, but it is said that they are now reconciled.

LONDON, April 4 .- George Marshall, recently charged with the robbery of arms, was arrested last night near Traine. Ireland, under the provisions of the Coercion set. Jasper Tully, editor of the Roscommon Herold, who was arrested at Boyle last week on a charge Hend, who was arrested at Boyle last week on a charge of intimidation is one of the most active and influential organizers of the Land League.

W. Dillon, in his speech at Chuich yesterday, referring to an affray at Chouler, tounty Mayo, on Saruriay last, said that hour innocent men had been mundered by the minimum of English law, and he expressed the hoje that their bland and the curse of their children might rest on the heads of Mr. Gisdesone and Mr. Forster.

LOSDON, April A.—Mr. Parieti will, go to freigned at the end of the week, and will advices his constituents at Cork next Sunday on the Land bill.

Beaus, April 4.—Mr. Higgins of Delvin, in the County Westmeath, has been arrested under the Corcion act.

The "Freihelt" Prosecution.

LONDON, April 4 .- In the House of Commons to-day for William Harcourt, replying to a question, said that the prosecution of Herr Most, editor of the Freshes, is not a State, but a police prosecution. Incitement to murder, he said, is a serious crime, whomsoever it is committed by or azanst. Lord Spencer-Churchill (Conservative) gave notice that in view of Sir William Harcourt's statement be will be also as a question about the New York I so Wissistericalism in Prelaid.

On Sajurday and Sunday the Executive Committee of the fund for the devine of Herr West despatched to the On Sausylas and Sausylas the liber West despatched to the various centres of Socialist leaders comes of the Tresset printed in lengths and iteration, containing a manuscript processing against the suppression of the liberty of the press in Euclasia at this instig them of bream nowers. In the B w Street Power Court bedse an application to admit Herr Mast, editor of the Fribert, to bail was strongly opposed. The magistrate decided that the case was too serious for bail. Lord Benconsfield's Iliness.

LONDON, April 4 .- Dr. Bruce visited Lord Beaconsfield this morning, as well as Drs. R. da and Quain. Subsequently the three discreasheld a consulta-tion and issued, the following bulletin dated 10% A. M. tion and issued the following bulletin, dated 10% A. Mr. Lord Enewymetrick was rainer resides until 2 this morning. Since that there he has had some uner sleep. He concludes the morning of the strong seems, and his strength is maintained with the strong the substrate and the strength is maintained to be substrated as a relapse in the condition of the bulleting the substrate and in conversation that the nationals were then as a layerable as they could capacit in the belief as a layerable as they could expect that the could window as layerable as they could expect that the could window as they could be substrated in the could window as the ready in case of an emergency.

A builting time if it P. M. says that Lord Recommended passed a quiet day and weather for the first three as eight increase of ever Lordon, April 3—1 A. M.—Lard Beatty allow that slept stime the issue of the last builting. No untavorable symptoms have supervened.

Turkey and Greece Still Preparing.

London, April 4 .- An Athens correspondent says: "Here notedly believes in peace. No authorar Ministry could remain in office a week. Every day t at

SEVILLE, April 4.—The Gundalquiver River has monitated four square inters on the town, and forty of the country, around its mouth. The flords are increasing. Never deshair of relief from cold when you can rel Man's Honey of Horehound and Far. Of druggists - san

Great Flood in Spain.

HOW A CONSPICUOUS RESIDENT OF NOR. BICH MET HIS DEATH.

Pushed Down a Flight of Stairs in a Hotel-The Proprietor's Wife Arrested on Charge of Murder-Another Accused. NORWICH, Conn., April 4 .- At 5 o'clock on the afternoon of March 21, Mr. Alby C. Thompson, an elderly and well-known accountent of this city, entered the Thames Hotel, at the foot of Market street in this city. Before reaching the botel, a resort of riverside men, be had called on several business acquaintances, all of whom say that he was sober. The next morning, at an early hour, a hackman was called to the hotel, and Mr. Thompson, bleeding and unconscious, was thrust in and driven to his home, on Laurei Hill. He was attended by Dr. Paddock, who found a fracture at the base of the patient's skuli. The authorities began an investigation. The backman at first said that he had taken his unconscious passenger from the edge of the wharf, where he had found him. Afterward he told the true story.

Mr. Daniel Delanoy, keeper of the hotel, said

mr. Daniel Delanor, keeper of the hotel, said that Mr. Thompson entered the hotel saloon under the influence of liquor; that he called for a glass of whiskey, which was given him; that after drinking he heard the sound of children playing on a melodeon in a rear room, and he went in and played with the children for a few minutes. The drink affected him and he began to weep, and Mr. Delanor advised him to go up stairs to bed, and he went. The hotel keeper went behind his ber, and in about fitzen minutes he heard Mr. Thompson stumbling along to the heard of the stairs. The stairs are without railing, and Mr. Delanoy, fearing for the safety of his guest, ran out to warn him of his danger. He reached the foot of the stairs just in time to see Mr. Thompson totter and fall from the middle of the flight to the floor. Mr. Delanoy says that he lifted the man in his arms. Blood flowed from his ears and nose, Mr. Delanoy says that he lifted the man in his arms. Blood flowed from his ears and nose, Mr. Delanoy says that he lifted the man in his arms. Blood flowed from his ears and nose, Mr. Delanoy says that he have man as stated.

Mr. Thompson did not raily, but is said to have regalized he have man as stated.

Mr. Thompson did not raily, but is said to have regalized he have man as stated.

Mr. Thompson did not raily, but is said to have regalized his senses sufficiently to make revealations to his physician which nave not yet been made public. He died at 7 o'clock on Wednesday morning last. A post-mortem examination revesied a fracture of the skull six inches long. Unler the fracture was a large clot of coagulated blood. Coroner David Young impanielle at jury of inquest, and they have since been holding servit sessions. The first regular session was on Thursday morning inst. It was found at that time that Mrs. Delanoy had gone to Hartford the evening before. A despatch was sent to her and she returned on Thursday night. She was next the depot by policemen, taken into custody and not allowed to communicate with her had a that Mr. Thompson entered the hotel saloon under the influence of liquor; that he called for a glass of whiskey, which was given him; that

POLYGAMOUS MARRIAGES.

A Mormon Convicted of Rignmy Wins his tase in the Supreme Court. WASHINGTON, April 4 .- A decision was rendered by the Supreme Court of the United States to-day in the Mormon case of John Miles agt, the United States, brought here by appeal from the Supreme Court of Utah. Miles was indicted for bigamy in the Third District Court of Utah. A trial was had, and the jury rendered a verdict of guilty. Miles thereupon appealed to the Supreme Court of the Territory. where the judgment of the District Court was affirmed. He now appeals to this court upon

the following assignments of error: That adherents of the Mormon faith were un-

lawfully excluded from the jury: that the decla-

That adherents of the Mormon faith were unlawfully excluded from the jury; that the declarations of Miles were admitted as proof of his first marriage; that the testimony of the alleged second wife was admitted to prove the marriage of Miles to wife No. 1.

The conclusions of this court are: That it is evident from the examination of the jurors on their tour dire that they believed that polygamy was ordained of God, and that the practice of polygamy was obedience to the will of God. At common law this would have been ground for principal challenge of jurors of the same faith. It needs no argument to show that a jury composed of men entertaining such a belief could not have been free from bias or prejudice on the trial for biasany of a person who entertained the same belief, and whose offence consisted of the set of living in polygamy. But whether the evidence of this was sufficient or not, it was so found by the triers, and that was conclusive; that the District Court committed no error in admitting the declarations of Miles to prove his first marriage; that the court below did err in allowing Caroline Owens, the second wife, to give evidence against Miles touching his marriage with Emily Stenner, the first wife. The law of Utah declares that a husband similated to a winces for or against his wife, or a wife for or against her husband. The marriage of Miles with Caroline Owens was charged in the indicament, and arimited by him upon the trial. The fact of his previous marriage with Emily Stenner was therefore, the only issue in the indicament, and arimited by him upon the trial. Until the fact of the marriage of Emily Spencer with Miles was established. Caroline Owens was prima facie his wife, or a wife for or grainst her husband sing cannot be admitted to prove it. It is made clear by the record that was contested, the second wife cannot be admitted to prove it. It is made clear that as long as the fact of the first marriage is contested, the second wife cannot be admitted to prove it. It is made clear to the l rations of Miles were admitted as proof of his for polygamy in Cam is hardly attainable. False is not, however, noneclieration which ought to influence this court. It must administer the law as it fines it. The remeit is with Congress by emeting such a change in the law of evidence in Unahas to make both wives witnesses on indictancy for bigamy. For the error above indicated the judgment of the Supreme Court of Unah is reversed, and the cause remanded for a new trial. Justice Woods delivered the onlines. ered the opinion.

FLASHES FROM THE OCEAN CABLES.

then Perceto has been accounted Italian Minister of It is amounted to Cancerta that the evacuation of Cancertary wit tester also at the 10m of April. Mesora Laboratory and Bradiation addressed a crowded meeting of electorial Northampton England. on Saturday

The dealth's announced in London of Mrs. B. H. Rux. Lim. Saturday is a limit of The France of Joseph and of The France of The The Indian of the The France of The The Indian of Indian

BALE OF THE BRINLEY LIBRARY. Rare Books Touching the Early History of

The sale of the third part of the American library of the late George Brinley of Hartford was begun in Leavitt & Co.'s rooms in Clinton Hall yesterday. The first part of this library was sold in March, 1879, for nearly \$49,000, and the second part was sold the year following for upward of \$33,000. Still a fourth part remains to be disposed of when the catalogue shall be completed, probably a year from now. The present sale will continue to-day and Wednes-day and Thursday. Mr. Joseph Sabin, the veteran bookseller of Nassau street, acted as auctioneer yesterday. He disposed of 453 lots of books between the hours of 3% and 6 o'clock in the a terpoon, and 7% and 10 o'clock in the evening. This covered just one-fourth of the catalogue, and the sale will go on in the same proportion and at the same hours for three days to come. Thirty-seven persons were present yesterday afternoon, and persons were present yesterday alternoon, and the number was only slightly in-reased in the evening. Of these there were layers representing the New York Historical Society, the Lenox Library, the Library of the State Department at Washington, the Curter Brown Library of Providence, the Yale College Library, the Boston Library, the Antiquarian Society of Worcester, and numerous booksellers and private collectors.

the Boston Library, the Antiquarian Seciety of Worcester, and numerous bookselers and private collectors.

That part of the catalogue which was handled vester lay included only a lew books of exerctional interest or worth. Books relating to the south and West came first. "The case of the Inhabitants of East Florida," printed by John Wells in St. Augustine in 1784, a little volume hardly an eighth of an inch thick, can up in doilar bids to \$42, at which price it was bought by young Mr. Sabin. John Wells, a printerand bookseller in Charleston, first from that city when the British army evecuated it, and pursued his business for a brief period at St. Augustine previous to establishing himself at Nassau.

"La Florida del Ynea" by Garellasso de la Vega, rublished at Lisbon by Petro Crasbesek in 1605, was bought by Mr. Brayton Ives, expression of the Stock Exchange, for \$34. A French translation of this work, published in 1731, brought \$1.75.

Landonniere and Gourgues's "Histoire Notable de la Florida," delicated to Sir Waiter Raicign, published in Paris by Augray in 1586, was length by the Brown Library, Providence, for \$25." "A Concise Natural History of East and Westlord in Paris by Boursa and Boursue Housens, published

was benght by the Brown Library, Providence, for \$250.

"A Concise Natural History of East and West Florida" by Capt. Bernard Romans, published in New York for the author in 1775, was bought by the vounger Mr. Sawin for \$265. In the words of the authories at it "could not be called a fine book, but it was a landmark in American art." It was started at \$100 and bid up in \$5 jumps, the Library of the State Department being the unsuccessful competitor. A copy of the same work printed in New Y rk in 1778 was secured by the same buyer for \$70.

Books relating to the Western States and Territories and the valley of the Missiesippi were soid next. Of these Hennepin's "New Discovery of a Vast Country in America, Extending about Four Thousand Miles between New France and New Mexico, urinted in London in 1698, was sold for \$45, and a Dutch transistion printed in Amsterdam in 1702 went for \$10. Theyenof's Voyages in French, published in 1681, was bought by Mr. Joseph Sabin for \$150, and a book by Manasseh Cutter, describing a may of the Federal lands published in Salem in 1787, was bought by young Mr. Sabin for \$32.

Books on Kentucky and Tennessee came

scribing a map of the Federal lands published in Salem in 1787, was bought by young Mr. Sabin for \$32.

Books on Kentucky and Tennessee came next. "Daniel Boone's Life and Adventures, written by Himself," published in Brooklyn in 1823, brought \$55; J. Tilson's "Discovery, Settlement, and Fresent State of Kentucke," published in Wilmington in 1784, brought \$120; Alexander Fitzroy's "Discovery of Kentucke," London, 1786, brought \$40; John Haywood's Natural and Abscriginal History of Tennessee," Nashville, 1823, brought \$100; and The Civil and Political History of Tennessee," hy the same author, published in Knoxyllie in 1823, brought \$75.

Books of historical value on Illinois and Indiana, the Rocky Mountains, Utah, California and Origon and Texas, New Mexico, Arizona, and Colorado were sold at prices that were not notable. The Indian and German Bibles and its Gatesbeeg Bible will herdly be reached before Thursday.

THE FLOOD IN THE MISSOURL.

The Great Ice Gorge Broken and Another CHICAGO, April 4 .- The great fce gorge in the Missouri River between Sloux City and Yankton said to have been over flity miles long. has given way, and the water which had been banked up so long is now rushing down the stream. The agent of the Milwaukee and St. Paul Railroad at Vermilkee and St. Paul Raiiroad at Vermillion, Dakota, reports that all except
two or three buildings at that point have been
sweet away. The water is up to the roods of the
cars at the depot, and at Yankton the water is
up to the front of Jena's Hotel, 21 test noive
low water mark, and still rising 6 inches an
hour. The gorge has caused the river to run
out of its channe, and it is following the bluffs
from Yankton to Vermillon on the Iowa side.
Fears are entertained that it will make a permanent channel that way. It it does, it will
run across the country from Vermillon and
empty into the Big Sloux River three miles
north of Elk Point leaving a large tract of land
on the Nebraska side. This would be a tremendous cut off from Dakota but one not at air
strange with the Big Muddy, which has done
such things before.

Two Thousand Chinamen Murdered in Peru. Panama, March 26 .- A letter from Lima of March to save that a war of races has broken out in the Valley of Cafferts, where more than two thousand China Valley of Cafeste, where more man two thousand Chinomeo have been murdered by the negroes and chalos. On one plantation six buildred inoff-naive men were saurdered in cold blood. All the case fields, sugar, in Case, manifester, and property to the value of multi-in-has been recked by three mis-reants. All the foregainer have fine to the values, which is one or the most brane and property to the value of murder and property to the value of murders, which is one or the most brane and property for murder and plumers; still come on. It is feared the adjacent values of which all suffer each. The Chillens refuse to send troops to quell the disturbances.

Levying War Contributions in Lima.

LIMA. March 10.-A list of fifty property owners has been lessed by the Chillians, from each of whom they demand a war contribution of \$20,000 in coin. The

Seventeen Years to Bed.

GOSHUN, N. Y., April 4.-Twenty years ago Avery Wixam, who lived near Hammondsport, Sulliva-County when to all appearances in his usual health took to his bed, where he remained seven years, sleading

Miss Deneil Fasting Forty Days. Iowa CITY, April 4 .- At noon to-day Miss Hitthe Decell him been terring full here were. She has into two attacks of nations since has in his booth there wish no live attacks of nations when his his live has A tensor has a since the water his live has been abled here. We would not would not after a wind maked here when we would not would not be abled here has been abled to be a since the about the same account of hemself refusal, 851 a not-tree transitial look.

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Members of the family of Mr. Remission Emplant of 141
West F. Its much street railed in assaut. Kildes less next the family of the family to its primer the challenge of the policy of all direct indicates where depity increases the policy estimates.

The Allan line steamer Austrian, from Glassow, shipped 123 young ment and women of the terminal class at talk way see, I class as a minimate to the United States.

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AN EARTHQUAKE IN CHIO.

HOUSES SHAKEN DOWN AND HUNDREDS OF INHABITANTS KILLED.

The People Fleeling to the Fleids and Escap-ing in Bonts from the Hil-Fated City-A. Country with a History Full of Misfortunes. CONSTANTINOPLE, April 4 .- A strong shock of earthquake at Chic, in the island of that name, in the Ægean Sea, yesterday destroyed many houses and seriously damaged nearly all which were left standing. Many of the inhabitants were killed, and those left are encamped in the fields. Many of the neighboring vil-lages were destroyed. During the panic which ensured the Eastern Telegraph Company's office was pillaged. Shocks were also felt in Syra and at Smyrna, but no damage is reported.

The effects were also felt at Ta-ame, and the

number that were killed and injured is cetimated at 3,000. The shock was also felt at Carosto, Euboia, and Tinos. At Syra one house fell.

There were fresh shocks of earthquake at Chio to-day. The inhabitants are taking refuge on board of steamers in the harbor. The Governor and some of the town officers have quit-ted the town.

choor Seto is the ancient Chics, one of the numerous cities that claimed to be the birthola wof Homer. The island belongs to Turkey, and lies on the west coast of Asia Minor. It is 32 miles on the west coast of Asia Minor. It is 32 miles tong, 18 wide, and has an area of 409 aguare miles. The inhabitants are meatly Turks, and number about 50,000. Chic, the chief city is on the east coast. It has a fine barbor descended by a castle, and, manufactures silk, welver, and-anton. The population of the city is about 15,000.

The island of Chics, one of the most fertile in the L-vant, has been visited by many misfortones. It was invaled and devastated by the Persians in 494 B.C. and became a member of the Athenian league. In 358 it became independent, and 150 years later became subject to Rome. In the fourteenth contry the Turks capatract the town of Chics and killed the inhabitants. Then for 200 years the Genoses held possession until the Turks gain seized it. In 1822, during the Greek revolution, the Island rose against the Turks. The Turks invaded the country in great force, massacred 23,000 Sciotes, and sold 43,000 into slavery. Thousands of others field from the country, and in a few months only 2,000 of the 104,000 Sciotes that had inhabited the island remained on it.

No previous carringuakes are recorded in the history of the Island. The surface of the country is rocky and uneven. Only a small part of the Island, and sold is irrigated chiefly by means of wells. Gum mustic is the stable product thours fine with size of export.

All of the seats in the Union Square Theatre were filled last evening, and a row of gentlemen stood up at the back of the nones. The recollection of the fire of Saturday did not seem to inter ere with the attendance or the evening's engowment. The only reminder of the fire was the creat patch of unpublished plaster and new wo dwork which marked the soot which had been torn we dwork which marked the sort which had been torm out by the firem in to reach the fire. The odor of charred wood was do ery his only in the himediate corner of the home where the fire had ton home where the fire had ton home the box office was busyez. Charm to the strength of the box office was busyez. The highest and Westnesday might. It will be not high the box office was busyez. The same was the west of the same was the work of the component of the box of the same was the work of the component of the same was the component of the same point to complete them, and by this evening nothing will remain to a great valurity with appearing the thing, and by this evening nothing will remain to a great valurity in shap. The latest reports indicate that only one opera glass has been lost.

DOVER, N. J., April 4.—A fire broke out in the car shops of the Delaware, Luckawanna and Western Railroad here at 7 o'ciock this evenue. The shops being three-quarters of a mile from the town, they were in a blaze, driven by a strong gale, before the firemen reached the spot. The general repair shop, machine resolved the spot. The general repair shop, machine shop, panew will, block-with shop, and friming shop were destroyed, with oil their consistent markingly. The part of shops and the shock, containing the property of the part of the shops and the shock of their shops of the former were saved. Thousands or test of reliable lumber we calls saved through the stops. A costly planing machine was put into the maining util only gloud an hour before the fire break out. The fremes of Morristewin hirred to the scene to assist the D ver fremen, a number of treight ones were destroyed. The loss is roughly estimated at from \$80.00 to \$75,000. These shops were destroyed by the smooth ten tears ago.

Two Fugitive Presidents.

PANAMA, March 26.-Gen. Prado, ex-Presi-PANAMA. March 26.—Gen. Prado, ex-President of Fern. strived at the Grand Hotel in this city on the 221 inst. This evening he was given a tin-can seranade, accompanied with exhibitions of Chinese bounds and cries of Bring out the traitor." The authorities instituted and the mob was dispersed.

Gen. Priesla, Duct. for of Fern, who fiel to Janja after the capture of Luna, hos convoxed a Consistent Assum, by to meet at 10 infrares and before it be declares he will resign his Ductatorship, he order to emble it to make a ran with the Chinese. The chillians declares the will had as in accuracy with him, and that they consider that devermant of Shower Garcia. Calderon the only one which is legally established.

Major C. Maurice Smith Bead. RICHMOND, Va., April 4.-News has been received here that Major C. Maurice Smith was thrown from a cart near Port Royal, breaking his neck. He was Syears oid. While Chiled States District Attorney of Cash he are secuted Lee and other Mormons implicated in the Monthsia Mendow masses, and was the first man who ever row-cuted Braian Young, for which the Mormons could several attempts to assessingly him. He was util a law years past assessing them. He was util a law years past assessing the first the Markey He belonged to one of the bideatfamilies in Virginia.

Rejoteing Among Wisconsin Democrats.

CHICAGO, April 4.- The Republicans of the Wiscousin Legislature, which adjointed today, are chagrined because Gov. Smith has veterd the Legislative Abborthonnest bill. This measure was a rascally gerrymander, for, under its previsions, the election of a Democrat would have been almost impossible. Sideway, a two many in the Trust tempersonal Bernell was mainted from the its and when the travernor's aftention was called to the content on the horizontal temperature of the travernor in the travernor's aftention was called to the content of the travernor in the t

Gen. Joe Johnson on Mahone.

ATLANTA, April 4.-Gen. Jos. E. Johnson of

Virginia stried for Washington city today after a visit of several days in Atlanta strending to his Insurance interests, their Johnson hearthy a reverse of the attect of Senators Hill and He was and Voorbes on Malone, and a research to order that Mahone meriad every-ning that has been set of their Utter Confidence. The First Assembly District Republican As-

sociation meeting, at 152 Prankin street, last evening maximum by resolved that they emforced "any action bases be the Vice Presslent and the two Sentatorship would be not a presslent and the two Sentatorship would be not be presented to the State of New York, and no overlan non-ference." Aged 100 Years. Kingston, N. Y., April 4 - Mrs. Honora Fire-

deat at the see of 100 years. She had no sekness what ever, but suddenty retesting food by an to wink The Signal Office Prediction.

Generally clear weather, northwest to south

SPARKS FROM THE TELEGRAPH.

Mrs. Nary Kelley a Machand County, Onto, died on Friends to Tammany but not to its Leader.

The Tammany Society, last evening, initiated ton ewhysicated members, and will should Manday sevening, april 18 thereon anothers, and will should member a well as a secretive, and a tensioner of the respect of the control of the cont JOTINGS ABOUT TOWN.

Policeman Posting or the Third Street squad shot and short a made due to from the Third Table should be a square for the street squad shot and short a made due to from the Table should wholes. But if the collabor we should be said a first a made due to from the Table should wholes.

The but of an unknown man were found in the East in the said of the said of the said wholes. In converse we were and University has asked the Real Pointer Brown D. D. Ell the chair one of recently in white most of Pennsty and Belas he Instruction derived Benginal yesterday. The dress was maked to the manufacture of the control of

To De wife other on the ellipsial steff of the form of the steff of the s Farly Vesterday moreling W. France, Arthur Wrights, and a first state of the control of the cont